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5 IN THE UNITED STATES DISTRICT COURT
6 FOR THE NORTHERN DISTRICT OF CALIFORNIA
7

8 UNITED STATES OF AMERICA,

No. CR 06-00075 CW

9 Plaintiff,

ORDER SETTING
BRIEFING SCHEDULE

10 v.

11 WILLIAM FOOTE,

12 Defendant.
13 _____/

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15 On May 12, 2006, the Court granted Defendant's Ex Parte
16 Application for Issuance of Rule 17(c) Subpoena for Richmond Police
17 Department personnel records of Officer Brad Moody. On May 18,
18 2006, the Custodian of Records for the Richmond Police Department
19 appeared in Court with the records and requested an in camera
20 review before turning over the requested records. Accordingly,

21 IT IS HEREBY ORDERED that the Richmond City Attorney shall
22 have until June 9, 2006, to file a motion to quash subpoena or
23 motion for protective order relating to the personnel records
24 requested in the subpoena; opposition to the motion will be due
25 June 23, 2006, and any reply will be due June 30, 2006; thereafter,
26 the motion will be referred to Magistrate Judge Wayne D. Brazil to
27 be decided at the convenience of his calendar. Within ten days of
28 Magistrate Judge Brazil's ruling on the motion, Defendant shall

1 file a brief on any relevant information contained within the
2 Richmond Police Department personnel records of Officer Moody
3 pertaining to Defendant's motion to suppress; the government shall
4 file a response seven days after receipt of Defendant's brief.
5 Thereafter, Defendant's Motion to Suppress shall be deemed
6 submitted.

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8 Dated 5/22/06



CLAUDIA WILKEN
United States District Judge

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12 cc: Wings; WDB
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1 Copy mailed to:

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4 City Attorney
City of Richmond
5 City Hall
1401 Marina Way South
6 Richmond, CA 94804

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